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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/082,334	02/26/2002	Jong-Hyuk Roh	P67658US0	4103
43569	7590	07/26/2006		
MAYER, BROWN, ROWE & MAW LLP 1909 K STREET, N.W. WASHINGTON, DC 20006				
			EXAMINER PERUNGAVOOR, VENKATANARAY	
			ART UNIT	PAPER NUMBER
			2132	

DATE MAILED: 07/26/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/082,334

Applicant(s)

ROH ET AL.

Examiner

Venkat Perungavoor

Art Unit

2132

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11 July 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-11 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 7/11/2006 has been entered.

Response to Arguments

2. The Applicant's arguments regarding the U.S. Patent Publication 2002./0176583 to Buttiker disclosing only registering of new users and not of modifying validity of certificates registered users is not persuasive. As Buttiker discloses the validation of certificates see Par.0014 and further the user having the ability of validate the certificate see Par. 0017. And additionally, Buttiker discloses the maintaining a directory containing revoked certificates see Par. 0047(i.e. lacking validity). And even further, Buttiker discloses the access to the functions of token containing certificates, i.e. invalidating/revoking the token/certificates) see Par. 0062.
3. And further the applicant's arguments regarding the prior art is related to registering of new users and not of modifying validity of certificate. In syntax (U.S.A.) LLC V. Apotex Inc., 74 USPQ2d 1823 (CA FC 2005), "Prior art reference teaches away from claimed invention if it suggests that developments flowing

from its disclosures are unlikely to produce objective of invention, and what reference teaches person of ordinary skill in art is not limited to what reference specifically 'talks about' or what is specifically 'mentioned' or 'written' in reference'..."

4. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

Claim Rejections - 35 USC § 102

5. Claims 1-15 are rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent Publication 2002/0176583 A1 to Buttiker.
6. Regarding Claim 1, Buttiker discloses the modifying the validity of a certificate using biometric information in PKI system using a server of CA(see Fig. 1 & Par. 0047 where he discloses handling, validating, and revoking) with login information in response to request from user see Par. 0062 & Fig.1 item 57; inputting biometric information through a biometric unit see Fig.1 item 1; generating a certificate validity modification message in response to the request and the inputted biometric information and message to CA to modify the certificate validity see Par. 0054.

7. Regarding Claim 2, Buttiker discloses the inputted information and the request message being encrypted see Par. 0055-0056 & Par. 0062.
8. Regarding Claim 3, Buttiker discloses the modifying validity of a certificate using biometric information in a public key infrastructure including a registration authority for issuing certificates (see Fig. 1 & Par. 0047 where he discloses handling, validating, and revoking) after a receiving a message and login information requesting a user that is connected to the system thorough the Internet for modification see Fig. 2 item 200 & Fig. 1 item 57; determining whether the received information is the same as the biometric information in storage see Par. 0040 & Par. 0063-0065; modifying the validity of certificate and sending the acknowledgement of the change see Par. 0047 & Par. 0065 & Par. 0047.
9. Regarding Claim 4, Buttiker discloses the checking of integrity of request message see Par. 0054-0055.
10. Regarding Claim 5, Buttiker discloses the sending of an error message upon failure of user authentication see Par. 0054.

11. Regarding Claim 6, Buttiker discloses the revoking, suspending and recovering of certificates see Par. 0047(suspending and recovering is implicitly suggested where Buttiker discusses handling and certificate management).

12. Regarding Claim 7, Buttiker discloses the database storing biometric information of user registered as a member see Par. 0054 & Par. 0062.

13. Regarding Claim 8 and 12, Buttiker discloses the biometric information being input by the user by a input unit see Fig. 1 item 31.

14. Regarding Claim 9-11 and 13-15, Buttiker discloses the fingerprint and other biometric data being inputted see Fig. 1 item 31 and 1.

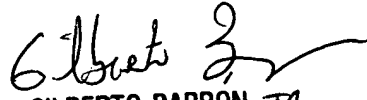
Conclusion

15. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Venkat Perungavoor whose telephone number is 571-272-7213. The examiner can normally be reached on 8-4:30. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on 571-272-3799. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

16. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Venkat Perungavoor
Examiner
Art Unit 2132

Vp
7/20/2006


GILBERTO BARRON JR.
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100